

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

RICHARD JAMES SIMPSON,

Plaintiff,

Case No. 1:09-cv-824

v.

Honorable Paul L. Maloney

PRISON HEALTH SERVICES, INC. et al.,

Defendants.

**ORDER DENYING LEAVE
TO PROCEED IN FORMA PAUPERIS - THREE STRIKES**

In accordance with the memorandum opinion entered this day,

IT IS ORDERED that the Court's order granting leave to proceed *in forma pauperis* (docket #3) is **VACATED**.

IT IS ALSO ORDERED that Plaintiff is **DENIED** leave to proceed *in forma pauperis* because he has "three strikes" pursuant to 28 U.S.C. § 1915(g).

IT IS ALSO ORDERED that within thirty days hereof, Plaintiff shall pay the \$350.00 filing fee to the Clerk of this Court. Plaintiff's failure to comply with this order will result in dismissal of this case without prejudice, and assessment of the \$350.00 filing fee.

Dated: September 28, 2009

/s/ Paul L. Maloney

Paul L. Maloney
Chief United States District Judge